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Attorneys for Defendants

MARIO RODRIGUEZ MARIN and FFE TRANSPORTATION SERVICES, INC.

7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9 JUAN R. LOPEZ-VILLANUEVA,

10 Plaintiff,

11 v.

12 MARIO RODRIGUEZ MARIN; FFE
13 TRANSPORTATION SERVICES, INC., DOES I
through XX, inclusive and ROE BUSINESS
14 ENTITIES I through XX, inclusive,

15 Defendants.

CASE NO.: 2:15-ccv-00156-JAD-PAL

16 **STIPULATION/Joint MOTION FOR**
EXTENSION OF DISCOVERY
DEADLINES (SECOND REQUEST)

17 Defendants MARIO RODRIGUEZ MARIN and FFE TRANSPORTATION SERVICES,
18 INC. (“Defendants”), by and through its attorneys of record, KYM SAMUEL CUSHING, ESQ. and
19 RAYMOND E. MCKAY, ESQ. of the law office of WILSON, ELSER, MOSKOWITZ, EDELMAN
20 & DICKER LLP, and Plaintiff JUAN R. LOPEZ-VILLANUEVA (“Plaintiff”), by and through its
21 counsel, ANTHONY L. ASHBY, ESQ. of the LADAH LAW FIRM, hereby stipulate and agree
22 pursuant to LF 26-4 that the discovery deadlines previously scheduled in this action be extended, as
23 described in more detail below. Pursuant to LR 26-4, the parties jointly submit to the Court the
following:

24 **A. Statement Specifying The Discovery Completed:**

25 • On February 25, 2015 the Early Case Conference was held.
26 • On February 27, 2015 the Joint Status Report was filed.
27 • On March 13, 2015 the Stipulated Discovery Plan and Scheduling Order was entered.
28

- 1 • All parties have served their initial disclosure of documents and witnesses and
- 2 continue to serve supplemental disclosures as necessary.
- 3 • All parties have served their initial disclosure of expert witnesses.
- 4 • All parties have actively engaged in discovery, propounding and/or responding to
- 5 interrogatories, requests for production of documents and tangible items, and requests
- 6 for admissions.
- 7 • Plaintiff's deposition was conducted on May 27, 2015.
- 8 • Trooper Amber Poehl's deposition was conducted on August 21, 2015.
- 9 • Defendant Mario Rodriguez Marin's deposition was conducted on October 9, 2015.

10 **B: Specific Description Of The Discovery That Remains To Be Completed:**

- 11 • Deposition of witness driver Nahun Rafael Rubi.
- 12 • Depositions of witness passenger Pablo Israel Aguilar.
- 13 • Deposition of vehicle owner Javier Reyes.
- 14 • Deposition of FFE Transportation Services' designated NRCP 30(b)(6)
- 15 representative.
- 16 • Depositions of treating providers.
- 17 • Depositions of all parties' experts.

18 **C. Reasons Why The Discovery Remaining Was Not Completed Within The Time**
19 **Limits Set By The Discovery Plan:**

20 All parties have worked diligently with respect to propounding and completing written
21 discovery and scheduling depositions. The parties have recently become aware that key witness
22 Nahun Rafael Rubi is currently incarcerated and additional time is needed in order to conduct his
23 deposition. As such, the parties stipulate and request that this Court extend the discovery deadlines
24 for sixty (60) days for the purpose of allowing the parties to take all necessary depositions and
25 proceed with further settlement discussions.

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28 ...

D. Proposed Schedule for Completing Remaining Discovery:

The parties propose the following schedule for completing discovery:

	<u>Current Date</u>	<u>Proposed Date</u>
Interim Status Report:	August 28, 2015	October 29, 2015
Close of discovery:	October 28, 2015	December 28, 2015
Final date to file dispositive motions:	November 27, 2015	January 27, 2015
Pretrial Order Due:	December 28, 2015	February 26, 2015

E. LR 26-7(b) Certification of Counsel

On October 7, 2015, Raymond McKay, Esq., counsel for defendant, communicated with Anthony L. Ashby, Esq., counsel for plaintiff, regarding extending the discovery and pre-trial deadlines. The parties agreed to extend the current discovery and pre-trial deadlines by approximately 60 days.

Dated this 15th day of October, 2015.

Dated this 15th day of October, 2015.

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP

LADAH LAW FIRM, PLLC

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